

UNITED STATES DISTRICT COURT

for the

MIDDLE District of TENNESSEE

Division

TINA L. STARKS JENKINS

Plaintiff(s)

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

-v-

UNIVERSAL HEALTH SERVICES, INC aba/
TENNESSEE CLINICAL SCHOOL,

Defendant(s)

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

Case No. _____

(to be filled in by the Clerk's Office)

Jury Trial: (check one) ☐ Yes ☒ No

COMPLAINT FOR EMPLOYMENT DISCRIMINATION

I. The Parties to This Complaint

A. The Plaintiff(s)

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name	TINA L. STARKS JENKINS
Street Address	901-19 th AVENUE NORTH (in proper)
City and County	NASHVILLE-DAVIDSON COUNTY
State and Zip Code	TENNESSEE 37208
Telephone Number	615-753-5655
E-mail Address	PURPLEGIRL90119@GMAIL.COM

B. The Defendant(s)

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title *(if known)*. Attach additional pages if needed.

Defendant No. 1

Name	UNIVERSAL HEALTH SERVICES, INC.
Job or Title <i>(if known)</i>	LAW DEPARTMENT
Street Address	367 SOUTH GULPH ROAD
City and County	KING OF PRUSSIA- MONTGOMERY COUNTY
State and Zip Code	PA 19406
Telephone Number	1-610-768-3300
E-mail Address <i>(if known)</i>	JULIE.DONAHUE@UHSINC.COM

Defendant No. 2

Name	TENNESSEE CLINICAL SCHOOLS aba/ HERMITAGE HALL
Job or Title <i>(if known)</i>	CONFIDENTIAL: DR. MARK LASKO, CEO
Street Address	1220-8 th AVENUE SOUTH
City and County	NASHVILLE-DAVIDSON COUNTY
State and Zip Code	TENNESSEE 37208
Telephone Number	615-742-3000
E-mail Address <i>(if known)</i>	MARK.LASKO@UHSINC.COM

Defendant No. 3

Name	
Job or Title <i>(if known)</i>	
Street Address	
City and County	
State and Zip Code	
Telephone Number	
E-mail Address <i>(if known)</i>	

Defendant No. 4

Name	
Job or Title <i>(if known)</i>	
Street Address	
City and County	
State and Zip Code	

("in proper")

Telephone Number _____

E-mail Address (if known) _____

C. Place of Employment

The address at which I sought employment or was employed by the defendant(s) is

Name	TENNESSEE CLINICAL SCHOOLS aba/ HERMITAGE HALL
Street Address	1220-8 th AVENUE SOUTH
City and County	NASHVILLE-DAVIDSON COUNTY
State and Zip Code	TENNESSEE 37208
Telephone Number	615-742-3000

II. Basis for Jurisdiction

This action is brought for discrimination in employment pursuant to (check all that apply):

☒ Title VII of the Civil Rights Act of 1964, as codified, 42 U.S.C. §§ 2000e to 2000e-17 (race, color, gender, religion, national origin).

(Note: In order to bring suit in federal district court under Title VII, you must first obtain a Notice of Right to Sue letter from the Equal Employment Opportunity Commission.)

☒ Age Discrimination in Employment Act of 1967, as codified, 29 U.S.C. §§ 621 to 634.

(Note: In order to bring suit in federal district court under the Age Discrimination in Employment Act, you must first file a charge with the Equal Employment Opportunity Commission.)

☐ Americans with Disabilities Act of 1990, as codified, 42 U.S.C. §§ 12112 to 12117.

(Note: In order to bring suit in federal district court under the Americans with Disabilities Act, you must first obtain a Notice of Right to Sue letter from the Equal Employment Opportunity Commission.)

☒ Other federal law (specify the federal law):

RETALIATION

☐ Relevant state law (specify, if known):

☐ Relevant city or county law (specify, if known):

III. Statement of Claim

Write a short and plain statement of the claim. Do not make legal arguments. State as briefly as possible the facts showing that each plaintiff is entitled to the damages or other relief sought. State how each defendant was involved and what each defendant did that caused the plaintiff harm or violated the plaintiff's rights, including the dates and places of that involvement or conduct. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

A. The discriminatory conduct of which I complain in this action includes *(check all that apply)*:

- ☐ Failure to hire me.
- ☒ Termination of my employment.
- ☐ Failure to promote me.
- ☐ Failure to accommodate my disability.
- ☐ Unequal terms and conditions of my employment.
- ☒ Retaliation.
- ☒ Other acts *(specify)*: SEX

(Note: Only those grounds raised in the charge filed with the Equal Employment Opportunity Commission can be considered by the federal district court under the federal employment discrimination statutes.)

B. It is my best recollection that the alleged discriminatory acts occurred on date(s)

03/18/2019-05/13/2019

C. I believe that defendant(s) *(check one)*:

- ☐ is/are still committing these acts against me.
- ☒ is/are not still committing these acts against me.

D. Defendant(s) discriminated against me based on my *(check all that apply and explain)*:

- ☐ race _____
- ☐ color _____
- ☒ gender/sex FEMALE
- ☐ religion _____
- ☐ national origin _____
- ☒ age *(year of birth)* 1964 *(only when asserting a claim of age discrimination.)*
- ☐ disability or perceived disability *(specify disability)* _____

E. The facts of my case are as follows. Attach additional pages if needed.

www.cremm.com
("in pro per")

I WAS HIRED BY UNIVERSAL HEALTH SERVICES ON SEPTEMBER 11, 2017 AS A COMPLIANCE AND TRANSPORTATION MANAGER. THE COMPANY EMPLOYS MORE THAN 20 EMPLOYEES.

DURING MY TENURE, I HAVE BEEN SUBJECTED TO DIFFERENT TERMS AND CONDITIONS OF EMPLOYMENT IN THAT MY POSITION FOR WHICH I WAS ORIGINALLY HIRED WAS NEVER THE POSITION THAT I PERFORMED. IN ADDITION TO MY STANDARD DUTIES, I WAS TASKED TO PERFORM FRONT OFFICE MANAGEMENT, MEDICAL RECORDS MANAGER, PURCHASING AGENT, ADMINISTRATIVE ASSISTANT TO THE CEO, TRANSPORTATION AND TRAVEL. I WAS NEVER PAID ANY ADDITIONAL MONIES FOR THESE DUTIES, NOR WHEN I COMPLAINED ABOUT THIS WAS IT ADDRESSED.

ON MAY 8, 2019, I CONTACTED KERRY KNOT, DIVISION MANAGER IN REFERENCE TO MY CONCERNS AND RACIAL AND GENDER HARRASSMENT I BELIEVE THAT I HAVE SUFFERED DURING MY EMPLOYMENT (i.e., not having my position title changed, not receiving a bonus, hr manager position title being changed to Director, abuses of power and slander). I HAD A MEETING VIA PHONE WITH MR. KNOTT AND MARK FLEMING, CEO AND WAS TOLD THAT HR WOULD BE REACHING OUT TO ME. CHAZ (LNU), CORPORATE HR INFORMER ME THAT AN INVESTIGATION WOULD BE CONDUCTED INTO MY COMPLAINTS. HOWEVER, ON MAY 13, 2019, I WAS INFORMED THAT I WAS TERMINATED AND THAT THE COMPANY WAS TAKING A NEW DIRECTION.

I BELIEVE THAT HAVE BEEN DISCRIMINATED AGAINST BECAUSE OF MY RACE, GENDER AND AGE (AFRICAN AMERICAN FEMALE, 55 (NOW 56) IN VOLATION PF TITLE VII OF THE CIVIL RIGHTS ACT OF 1964, AS AMENDED AND THE AGE DISCRIMINATION IN EMPLOYMENT ACT OF 1967, AS AMENDED AND RETALIATED AGAINST FOR REPORTING DISCRIMINATION IN VIOLATION OF THE SAME BEFORE THE INVESTIGATION BEGAN.

(Note: As additional support for the facts of your claim, you may attach to this complaint a copy of your charge filed with the Equal Employment Opportunity Commission, or the charge filed with the relevant state or city human rights division.)

IV. Exhaustion of Federal Administrative Remedies

- A. It is my best recollection that I filed a charge with the Equal Employment Opportunity Commission or my Equal Employment Opportunity counselor regarding the defendant's alleged discriminatory conduct on (date)

08/17/2020

- B. The Equal Employment Opportunity Commission (check one):

☐

has not issued a Notice of Right to Sue letter.

☒

issued a Notice of Right to Sue letter, which I received on (date) 8/17/2020 .

(Note: Attach a copy of the Notice of Right to Sue letter from the Equal Employment Opportunity Commission to this complaint.)

Tina Starks Jenkins
(In pro per)

C. Only litigants alleging age discrimination must answer this question.

Since filing my charge of age discrimination with the Equal Employment Opportunity Commission regarding the defendant's alleged discriminatory conduct (*check one*):

- ☒ 60 days or more have elapsed.
☐ less than 60 days have elapsed.

V. Relief

State briefly and precisely what damages or other relief the plaintiff asks the court to order. Do not make legal arguments. Include any basis for claiming that the wrongs alleged are continuing at the present time. Include the amounts of any actual damages claimed for the acts alleged and the basis for these amounts. Include any punitive or exemplary damages claimed, the amounts, and the reasons you claim you are entitled to actual or punitive money damages.

- a. \$300,000.00 in vindictive or punitive damages for retaliation-whistleblower case.
- b. \$ 80,000.00 pain and suffering
- c. \$ 80,000.00 compensatory damages

VI. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: 10/16/2020

Signature of Plaintiff

Printed Name of Plaintiff

Tina L. Starks Jenkins
TINA STARKS JENKINS